IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 3426 of 2005

Between:

K. Sanjeeva Rao S/o K. Narasimha Rao, Inspector of Physical Education (Boys), Gaganmahal Grounds, Domalguda, Hyderabad.

..... PETITIONER

AND

The Director of School Education, A.P., Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction more in the nature of Writ of Mandamus directing the respondent to furnish the documents mentioned in the representation dt 13-12-2004 immediately by declaring the action of the Hon'ble A.P., Administrative Tribunal in not passing any orders in O.A. No. 437 of 2005 as arbitrary.

Counsel for the Petitioner: MR.J.R.MANOHAR RAO

Counsel for the Respondent: GP FOR SERVICES-I

The Court at the admission stage made the following:

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ORAL ORDER: (per GB.J.)

The Writ Petition is filed before this Court making a grievance that the Tribunal is unduly postponing the matter, on account of which the petitioner is being put to irreparable loss and prejudice.

2. The petitioner is working as Inspector of Physical Education (Boys). While so, he was issued with a charge memo on 4.12.2004 and in the said charge memo the documents which ought to have been proving the case were also mentioned. When the petitioner sought for copies of such documents, they were refused and that he was only asked to peruse the documents. Aggrieved by the said action, petitioner filed O.A.No.437 of 2005 before the Tribunal. The said OA has been admitted and it is being adjourned from time to time and in the meanwhile the authorities are proceeding with the enquiry and if the enquiry is completed, he will be put to jeopardy and he will not be able to effectively defend his case.

3. We have also heard the learned Government Pleader for Services-I.

4. We are not inclined to record any finding on merits of the case. Suffice it to say that the matter has to be disposed of by the Tribunal expeditiously in view of the urgency involved in the case.

5. Accordingly the Writ Petition is disposed of requesting the Tribunal to dispose of O.A.No.437 of 2005 within a period of two (02) months from the date of receipt of a copy of this order. No costs.

(G.BIKSHAPATHY, J.)

4th March, 2005.

(P.S.NARAYANA, J.)

SSR

Issue copy by Monday.

(BO)

..... REGISTRAR

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SECTION OFFICER

To

1 The Director of School Education, A.P., Hyderabad.

2 The Registrar, A.P. Administrative Tribunal, Hyderabad.

3 2 CCs to G.P. for Services-I, High Court of A.P. Hyderabad. (OUT)

4 2 CD copies

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